



## *The Village of Biscayne Park*

600 NE 114th St., Biscayne Park, FL 33161

Telephone: 305 899 8000 Facsimile: 305 891 7241

### **MINUTES**

#### **Regular Virtual Commission Meeting**

**Meeting ID: 94131355363**

**Tuesday, November 17, 2020 at 7:00 pm**

**1 Call to Order**

Mayor O'Halpin called the meeting to order at 7:00 p.m.

**2 Roll Call**

Mayor O'Halpin - present

Vice Mayor Kennedy - present

Commissioner Ross - present

Commissioner Samaria - present

Commissioner Tudor - present

Staff present:

Village Attorney Ed Dion / Valerie Vicente

Interim Village Manager / Village Clerk Roseann Prado

Chief of Police Luis Cabrera

Recordings: Cesar Hernandez

**3 Pledge of Allegiance**

**4 Installation of Newly Elected Officials**

**4.a Resolution 2020-60 - Certification of General Election - Newly Elected Officials**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA; CERTIFYING THE RESULTS OF THE GENERAL MUNICIPAL ELECTION OF THE VILLAGE OF BISCAYNE PARK, MIAMI-DADE COUNTY, FLORIDA, HELD NOVEMBER 3, 2020, DESIGNATING THE PERSONS NEWLY ELECTED TO OFFICE AND LENGTH OF TERMS; PROVIDING AN EFFECTIVE DATE.

Commissioner Samaria motioned to approve Resolution 2020-60. Commissioner Ross seconded. **Motion passed 5 - 0.**

Commissioner Ross motioned to get ahead Public Comments before Selection of the Mayor. Vice-Mayor Kennedy seconded.

Commission voted as follows:

Mayor O'Halpin - No  
Vice Mayor Kennedy - Yes  
Commissioner Ross - Yes  
Commissioner Samaria - Yes  
Commissioner Tudor - Yes

**4.b Installation of newly elected Commissioners - Oath of Office**

Commissioner MacDonald Kennedy (4-Year Term) - by Roxanna Ross and Dan  
Schneiger  
Commissioner Arturo Gozalez (4-Year Term) - by Village Clerk Roseann Prado  
Commissioner Judi Hamelburg (2-Year Term) - by Linda Dillon

**5 Public Comments Related to Agenda Items / Good & Welfare**

The following persons spoke on the records:

Fred Jonas  
Chuck Ross  
Linda Dillon  
Bob Anderson  
Ben Figueroa

**6 Reorganization of the meeting to select a Mayor - Charter Article II - Sections 2.01 - 2.02**

Commissioner Gonzalez motioned to nominate Commissioner Kennedy for Mayor.  
Vice-Mayor Kennedy motioned seconded.

Commission voted as follows:

Commissioner Gonzalez - Yes  
Commissioner Hamelburg - No  
Commissioner O'Halpin - No  
Vice-Mayor Kennedy - Yes  
Commissioner Samaria - No

**Motion failed 2 - 3** (Commissioners Hamelburg, O'Halpin and Samaria opposed)

Vice-Mayor Kennedy motioned to hear the Commission on changing the method of  
selection of the Mayor from traditional method of appoint and vote.

Commission voted as follows:

Commissioner Samaria - No  
Commissioner Gonzalez - Yes  
Commissioner O'Halpin - No  
Commissioner Hamelburg - No  
Vice-Mayor Kennedy - Yes

**Motion failed 2 - 3** (Commissioners Hamelburg, O'Halpin and Samaria opposed)

Commissioner Hamelburg motioned to nominate Commissioner O'Halpin for Mayor.  
Commissioner O'Halpin motioned seconded.

Commission voted as follows:

Commissioner Samaria - Yes

Commissioner Gonzalez - No

Commissioner O'Halpin - Yes

Vice-Mayor Kennedy - No

Commissioner Hamelburg - Yes

**Motion passed 3-2** (Commissioner Gonzalez and Vice-Mayor Kennedy opposed)

Virginia O'Halpin continues as Mayor.

## **7 Presentations**

### **7.a Proclamation Veteran's Day 2020**

## **8 Additions, Deletions or Withdrawals to the Agenda**

Vice-Mayor Kennedy motioned to add/move on the agenda:

- Anticipate Item 12.b
- Add discussion about Solid Waste
- Indication of extension of Declaration of State of Emergency
- Information of Cares Act deadline
- Add discussion of Boards alternates
- Add discussion of Variance - neighbors notifications
- Add discussion of floodings throughout the Village

Village Clerk requested permission to remove all Commission Minutes from Item 9.a - Consent Agenda.

Mayor O'Halpin motioned to accept agenda as amended. Vice-Mayor Kennedy seconded. **Motion passed 5 - 0.**

## **9 Consent Agenda**

### **9.a Acceptance of Commission Minutes**

- First Budget Hearing FY 2020-2021 Minutes 09 08 2020 Revised
- Special Commission Meeting Minutes 09 29 2020 Revised
- Regular Commission Meeting Minutes 10 06 2020
- Special Commission Meeting Minutes 10 28 2020
- Special Commission Meeting Minutes - Village Manager Selection - Interviews 11 04 2020
- Special Commission Meeting Minutes - Village Manager Selection - Interviews (Continuation) 11 05 2020
- Special Commission Meeting Minutes - Village Manager Selection 11 06 2020
- Special Commission Meeting Minutes - Village Manager Agreement 11 10 2020
- Special Commission Meeting Minutes - Variance Hearing 11 10 2020

**Removed from Consent Agenda to submit at December 1, 2020 Regular Commission Meeting**

**9.b Acceptance of Board Minutes**

Biscayne Park Foundation Minutes 03 09 2020

Code Compliance Board 09 22 2020 Revised

Planing & Zoning Board Minutes 01 06 2020

Planing & Zoning Board Minutes 01 21 2020

Planing & Zoning Board Minutes 02 03 2020

Planing & Zoning Board Minutes 02 18 2020

Planing & Zoning Board Minutes 05 18 2020

Planing & Zoning Board Minutes 06 15 2020

Planing & Zoning Board Minutes 06 22 2020

Planing & Zoning Board Minutes 07 10 2020

Planing & Zoning Board Minutes 07 20 2020

Planing & Zoning Board Minutes 08 03 2020

Planing & Zoning Board Minutes 08 17 2020

Planing & Zoning Board Minutes 09 01 2020

Planing & Zoning Board Minutes 09 21 2020

Planing & Zoning Board Minutes 10 05 2020

Mayor O'Halpin motioned to approve Consent Agenda with the removal of Item 9.a.

Vice-Mayor Kennedy seconded. **Motion passed 5 -0.**

**10 Ordinances**

*None*

**11 Resolutions**

**11.a Resolution 2020-61 - Village Manager Agreement**



A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO EXECUTE THE EMPLOYMENT AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK AND MARIO DIAZ; APPOINTING MARIO DIAZ AS VILLAGE MANAGER OF THE VILLAGE OF BISCAYNE PARK; PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Samaria moved to approve Resolution 2020-61. Mayor O'Halpin seconded. **Motion passed 5 - 0.**

**11.b Resolution 2020-62 - Calvin Giordano Agreement - Amendment One - Second**



**Extension through 12 31 2020**





A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, APPROVING A SECOND EXTENSION TO THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK AND CALVIN GIORDANO & ASSOCIATES, INC., FOR THE PROVISION OF BUILDING PLAN REVIEW AND INSPECTION SERVICES AND MUNICIPAL PLANNING DEPARTMENT SERVICES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Samaria motioned to approve Resolution 2020-62 with the extension to January 31, 2021. Mayor O'Halpin seconded.

**Motion passed 5 - 0.**

## **12 Old Business**

- 12.a Calvin Giordano & Associates, Inc. Memorandum - Lane Repurposing for NE 6th Ave (NE 113th Street to NE 121st Street) - by Xavier Falconi, PE, Director, Traffic Engineering Department and Alex A. David, AICP, Director of the Miami Dade Office - Cost estimate.**

**12.b FAA petition regarding new flight paths - by Gage Hartung**

Commissioner Hamelburg motioned to direct Village Attorney and Village Manager review the cost and pursue to file a petition on behalf of the Village. Mayor O'Halpin seconded. **Motion passed 5 - 0.**

## **13 New Business**

**13.a Statement of Principles - by Vice-Mayor Kennedy**

**13.b Holiday Decoration Awards - by Vice-Mayor Kennedy**

Vice-Mayor Kennedy motioned to approve a Holiday Decoration Awards in three categories as follows:

Best Lights Display

Best decorations for kids

The spirit of the season

Mayor O'Halpin seconded. **Motion passed 5 - 0.**

**13.c Limits of authority of Commission - by Commission Samaria**

## **14 Request for placement of items on next meeting agenda**

*Through general consensus a member of the Commission may request an item be placed on the next agenda for discussion (New Business) or as a Resolution/Ordinance.*

## **15 Reports**

**14.a Village Attorney**

**14.b Village Manager**

**14.c Board / Committee Reports**

**14.d Commission**

- Mayor O'Halpin
- Vice Mayor Kennedy
- Commissioner Ross
- Commissioner Samaria
- Commissioner Tudor

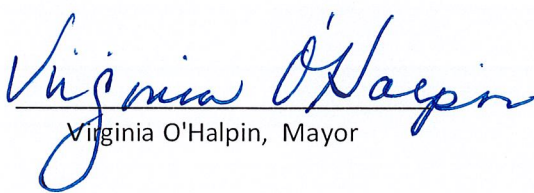
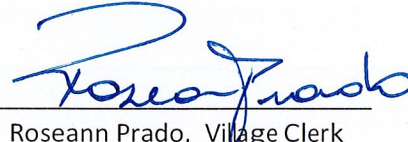
**16 Adjournment**

Vice-Mayor Kennedy motioned to adjourn. Commissioner Hamelburg seconded.

Meeting adjourned at 10:09 pm

Commission approved on Regular Commission Meeting of January 5, 2021.

Attest:

	
Virginia O'Halpin, Mayor	Roseann Prado, Village Clerk